

NOTICE OF PROPOSED ORDINANCE

TO WHOM IT MAY CONCERN:

Notice is hereby given that at its regular meeting at the Municipal Building at 6:00 P.M., July 14, 2009, the Carlsbad City Council will consider the adoption of the following ordinance:

ORDINANCE NO. 2009-_____

AN ORDINANCE REZONING PART OF "R" RESIDENCE DISTRICT TO "D-2" GENERAL COMMERCIAL DISTRICT AND AMENDING SECTIONS 56-38 AND 56-36 OF THE CARLSBAD CITY CODE.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF CARLSBAD, EDDY COUNTY, NEW MEXICO, that:

Sections 56-38 and 56-36 of the City of Carlsbad Code be and they hereby are amended to rezone part of "R" Residential District to "D-2" General Commercial District property in the 2500 to the 2700 blocks of West Pierce Street, generally described as being northwest of the intersections of Pierce Street and Callaway Drive, and more particularly described as:

A part of Tract C of the Guadalupe Medical Center Tracts lying in Section 35, Township 21 South, Range 26 East, N.M.P.M., Carlsbad, Eddy County, New Mexico, being described as follows: Beginning at the NE corner of Tract C in the Guadalupe Medical Center Plat to the City of Carlsbad, Eddy County, New Mexico, which point lies on the westerly R.O.W. of Callaway Drive, then N87°39'30"W, along the north line of Tract C, for 340.39 feet, then S26°41'44"W for 164.96 feet to the easterly R.O.W. of Hwy. 285, then to a point, along the easterly R.O.W. of Hwy. 285, through a curve to the left for 349.80 feet, which curve has a radius of 7566.44 feet and a chord direction of S41°01'31"E for 349.77 feet to the westerly R.O.W. of Callaway Drive, then to a point, along the westerly R.O.W. of

Callaway Drive, through a curve to the left for 185.46 feet, which curve has a radius of 1033.11 feet and a chord of N28°18'23"E for 185.21 feet, then N22°27'06"E for 253.49 feet to the Point of Beginning. As shown on the Boundary Survey Amended recorded in Cabinet 3, Slide 396-2.

INTRODUCED, PASSED, ADOPTED AND APPROVED this _____ day of _____, 2009.

BOB FORREST, MAYOR

ATTEST:

CITY CLERK

/s/ Amanda J. Asbury
City Clerk